

4a. EXEMPTIONS INVOKED ON APPEAL DETERMINATIONS										
(b) (1)	(b) (2)	(b) (3)	(b) (4)	(b) (5)	(b) (6)					
4	0		1	0	0					
(b) (7)(A)	(b) (7)(B)	(b) (7)(C)	(b) (7)(D)	(b) (7)(E)	(b) (7)(F)	(b) (8)	(b) (9)			
0	0	0	0	0	0	0	0			
4b. "OTHER REASONS" CITED ON APPEAL DETERMINATIONS										
1	2	3	4	5	6	7	8	9	TOTAL	
0	0	0	0	0	0	0	0	0	0	
4c. STATUTES CITED ON APPEAL (b)(3) EXEMPTIONS										
(1)(b)(3) STATUTE CLAIMED		NUMBER OF INSTANCES		COURT UPHOLD? (Yes or No)		CONCISE DESCRIPTION OF MATERIAL WITHHELD				
10 USC §424		1		N		Organizational data for a protected organization.				
5. NUMBER AND MEDIAN AGE OF INITIAL CASES PENDING										
a. TOTAL INITIAL REQUESTS PENDING (open)				(1) AS OF BEGINNING REPORT PERIOD		(2) AS OF END REPORT PERIOD				
				15		12				
b. MEDIAN AGE (in days) OF OPEN INITIAL REQUESTS				62		60				
6. TOTAL NUMBER OF INITIAL REQUESTS RECEIVED DURING THE FISCAL YEAR										
7. TYPES OF INITIAL REQUESTS PROCESSED AND MEDIAN AGE										
a. SIMPLE		28		MEDIAN AGE (Days)		57				
b. COMPLEX		1				348				
c. EXPEDITED PROCESSING		1				13				
8. TOTAL AMOUNT COLLECTED FROM THE PUBLIC						\$ 22				
9. PROGRAM COST										
a. NUMBER OF FULL TIME STAFF		1		10. AUTHENTICATION						
b. NUMBER OF PART TIME STAFF		1.6		a. SIGNATURE (Approving Official)						
c. ESTIMATED LITIGATION COST		\$ 2,495		b. TYPED NAME (Last, First, Middle Initial)		c. DUTY TITLE				
d. TOTAL PROGRAM COST		\$ 121,345		A. G. CAMPBELL, Colonel, U. S. Army		Asst Chief of Staff, J-1				
				d. AGENCY NAME		e. TELEPHONE NUMBER (Include Area Code)				
				United States Antarctic Command (USARCCOM)		77-100-555-1212, DSN 314-999				
				APO AS 00000-0001						

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## APPENDIX F TO PART 286—DOD FREEDOM OF INFORMATION ACT PROGRAM COMPONENTS

Office of the Secretary of Defense/Chairman of the Joint Chiefs of Staff/Combatant Com-

mands, Defense Agencies, and the DoD Field Activities  
Department of the Army  
Department of the Navy  
Department of the Air Force  
Defense Information Systems Agency  
Defense Contract Audit Agency

Defense Intelligence Agency  
 Defense Security Service  
 Defense Logistics Agency  
 National Imagery and Mapping Agency  
 Defense Special Weapons Agency  
 National Security Agency  
 Office of the Inspector General, Department  
 of Defense  
 Defense Finance and Accounting Service  
 National Reconnaissance Office

## PART 286h—RELEASE OF ACQUISITION-RELATED INFORMATION

Sec.

286h.1 Purpose.

286h.2 Applicability and scope.

286h.3 Policy.

286h.4 Responsibilities.

AUTHORITY: Pub. L. 101-189.

SOURCE: 55 FR 28614, July 12, 1990, unless otherwise noted.

### § 286h.1 Purpose.

This part sets forth Department of Defense (DoD) policy for the release of acquisition-related information.

### § 286h.2 Applicability and scope.

(a) This part applies to the Office of the Secretary of Defense (OSD), the Military Departments, the Chairman, Joint Chiefs of Staff and Joint Staff (CJCS), the Unified and Specified Commands, and the Defense Agencies (hereafter referred to collectively as “DoD Components”).

(b) This part is issued pursuant to section 822 of Public Law 101-189, which requires the Department of Defense to prescribe a single uniform regulation for dissemination of, and access to, acquisition information.

### § 286h.3 Policy.

(a) *General.* It is the Department of Defense’s policy to make the maximum amount of acquisition-related information available to the public, and to respond promptly to specific requests from the public for such information, except for the information identified in paragraph (b) of this section, for which release is restricted.

(b) *Information for which release is restricted.* The information identified below may be released only as set forth herein.

(1) *Release subject to statutory restrictions.* This information may be released

only in accordance with the applicable statutory requirements. Once the statutory requirements have been satisfied, the information may be released unless it falls within one of the categories described in the following paragraphs, in which case the policies governing release of information within those categories shall be followed.

(2) *Classified information.* (i) Any information or material, regardless of its physical form or characteristics, that is owned by, produced by or for, or under the control of the United States Government, and which, for national security purposes, must be protected against unauthorized disclosure and is so designated or marked with the appropriate classification.

(ii) Release, access, and dissemination of classified information shall be made through existing security channels in accordance with DoD 5220.22-R;<sup>1</sup> DoD 5220.22-M;<sup>2</sup> and DoD 5200.1-R,<sup>3</sup> which are implementing publications for safeguarding classified information release, access, and dissemination to United States and foreign concerns.

(3) *Contractor bid or proposal information.* (i) This is information prepared by or on behalf of an offeror and submitted to the Government as a part of or in support of the offeror’s bid or proposal to enter into a contract with the Government, the disclosure of which would place the offeror at a competitive disadvantage or jeopardize the integrity or the successful completion of the procurement. Contractor bid or proposal information includes cost or pricing data, profit data, overhead and direct labor rates, and manufacturing processes and techniques. Contractor bid or proposal information does not include information that is available to the public.

(ii)(A) *Sealed bids.* (1) Prior to bid opening, no release or disclosure of contractor bid information shall be made to anyone other than those who are involved in the evaluation of the

<sup>1</sup>Copies may be obtained, at cost, from the National Technical Information Services, 5285 Port Royal Road, Springfield, VA 22161.

<sup>2</sup>Copies may be obtained, at cost, from the Government Printing Office, ATTN: Superintendent of Documents, Washington, DC 20402.

<sup>3</sup>See footnote 1 to § 286h.3(b)(2)(ii).